

## DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

As the below named inventors, we hereby declare that:

Our residence, post office address and citizenship are as stated below next to our names.

We believe we are the original, first and joint inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled

### STOP BAND LASER APPARATUS AND METHOD,

the specification of which is attached hereto.

We hereby state that we reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

We acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56(a).

We also acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37 CFR 1.63(d), which occurred between the filing date of the prior application and the filing date of the continuation-in-part application, if this is a continuation-in-part application.

We hereby claim the benefit under Title 35, United States Code, §120 of the prior filed United States application listed below:

09/302,630 \_\_\_\_\_  
(Prior application number)

April 30, 1999  
Filing Date

Which in turn claims the benefit under Title 35, United States Code, §119(e) of the prior filed United States provisional application listed below:

60/083,973 \_\_\_\_\_  
(Provisional application number)

May 1, 1998  
Filing Date

We hereby appoint the following attorney to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

EDWARD ETKIN, Reg. No. 37,824

Address all telephone calls to Edward Etkin at telephone No. (718) 648-2122.

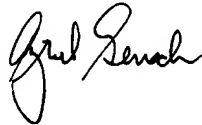
Address all correspondence to:

Edward Etkin, Esq.  
4804 Bedford Avenue  
Suite 3C  
Brooklyn NY, 11235

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

**Full Name of First Joint Inventor: Azriel Zelig Genack**

Inventor's signature:



Date: July 30, 2001

Month/Day/Year

Residence: 66 West 94th Street, #5E New York, NY 10025

Citizenship: U.S. Citizen

Post Office Address: The same as Residence Address above

**Full Name of Second Joint Inventor: Victor Il'ich Kopp**

Inventor's signature:



Date: July 30, 2001

Month/Day/Year

Residence: 36-19 Bowne Street, #5F Flushing, NY 11354

Citizenship: U.S. Permanent Resident

Post Office Address: The same as Residence Address above

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY  
STATUS (37 CFR 1.9(f) and 1.27(b)) - SMALL BUSINESS CONCERN**

Applicants or Patentees: Azriel Genack et al.  
 Attorney's Docket No.: 1014-1CIP  
 Serial or Patent No.: N/A  
 Filed or Issued: concurrently herewith  
 TITLE: **STOP BAND LASER APPARATUS AND METHOD,**

I hereby declare that I am

- ☐ the owner of the small business concern identified below:  
☒ an official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF SMALL BUSINESS CONCERN: Chiral Photonics, Inc.  
 ADDRESS OF CONCERN: 115 Industrial East, Clifton NJ, 07012

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 CFR 121.12, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees to the United States Patent and Trademark Office in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention described in:

- ☒ the specification filed herewith with title listed above.  
☐ the application identified above.  
☐ the patent identified above.

If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights to the invention must file separate verified statements averring to their status as small entities, and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 CFR 1.9(c) if that person made the invention or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d), or a nonprofit organization under 37 CFR 1.9(e).

Each person, concern or organization having any rights in the invention is listed below:

- ☒ no such person, concern, or organization exists.  
☐ each such person, concern or organization listed below

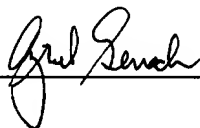
Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING: Azriel Z. Genack  
 ADDRESS OF PERSON SIGNING 66 W 94th Street New York, NY 10025

SIGNATURE



DATE 7/30/01